

Jeffrey Champagne 2/17/2003
Eric L. Jeffries v. Centre Life Insurance Co., et al.

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1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF OHIO
3 WESTERN DIVISION
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6 ERIC L. JEFFRIES *

vs.

*Case No. C-1-02-351

7 CENTRE LIFE INSURANCE CO., *

ET AL *

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11 DEPOSITION of JEFFREY CHAMPAGNE, a
12 witness called by counsel for the Plaintiff,
13 taken before Lynda C. Vetter, Registered
14 Professional Reporter and Notary Public in and
15 for the Commonwealth of Massachusetts at the
16 Colonnade, 120 Huntington Avenue, Boston,
17 Massachusetts, on Monday, February 17, 2003
18 commencing at 9:14 a.m.
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<p>1 APPEARANCES:</p> <p>2 Graydon Head & Ritchey, LLP</p> <p>3 1900 Fifth Third Center</p> <p>4 511 Walnut Street</p> <p>5 Cincinnati, Ohio 45201</p> <p>6 By: Michael A. Roberts, Esq.</p> <p>7 513.629.2799</p> <p>8 For the Plaintiff;</p> <p>9 Wood & Lamping</p> <p>10 600 Vine Street, Suite 2500</p> <p>11 Cincinnati, Ohio 45202</p> <p>12 By: William R. Ellis, Esq.</p> <p>13 Also Present: Videographer</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p>	<p>1 JEFFREY CHAMPAGNE</p> <p>2 having been duly sworn by the reporter,</p> <p>3 was deposed and testified as follows:</p> <p>4 BY MR. ROBERTS:</p> <p>5 Q. Good morning, Mr. Champagne. How are you?</p> <p>6 A. Good morning. How are you?</p> <p>7 Q. As you know, I'm Mike Roberts. I think we</p> <p>8 have met on one occasion before; is that</p> <p>9 right, in Cincinnati?</p> <p>10 A. Yes.</p> <p>11 Q. Could you please state your full name and</p> <p>12 business address for the record, please.</p> <p>13 A. Jeffrey Champagne. And the business address</p> <p>14 is 155 Federal Street, seventh floor, Boston,</p> <p>15 Mass.</p> <p>16 Q. I have on behalf of the plaintiff Eric</p> <p>17 Jeffries in this case of Jeffries versus</p> <p>18 Centre Life Insurance Company, et al,</p> <p>19 requested the opportunity to take the</p> <p>20 deposition of Disability Management Services?</p> <p>21 (Whereupon, Exhibit No. 49 was</p> <p>22 marked for identification.)</p> <p>23 I have marked as Plaintiff's</p> <p>24 Exhibit No. 49 a notice of deposition.</p>
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<p>1 INDEX</p> <p>2</p> <p>3 WITNESS: JEFFREY CHAMPAGNE</p> <p>4</p> <p>5 EXAMINATION: Page</p> <p>6 By Mr. Roberts 4</p> <p>7 By Mr. Ellis 145</p> <p>8 EXHIBITS FOR IDENTIFICATION:</p> <p>9 Number Page</p> <p>10 49 Notice of Deposition 4</p> <p>11 50 DMS0001 document 25</p> <p>12 51 Claim Information Form 87</p> <p>13</p> <p>14 * Exhibits retained by Attorney Roberts.</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p>	<p>1 Have you seen this notice previously.</p> <p>2 A. I don't believe so.</p> <p>3 Q. It's been represented to me that you will</p> <p>4 provide some testimony on behalf of the</p> <p>5 company in response to some of these areas of</p> <p>6 inquiry. They are marked one through eight.</p> <p>7 Okay. You are mindful that you're here today</p> <p>8 as a representative of the company?</p> <p>9 A. Yes.</p> <p>10 Q. Okay. Have you ever given a deposition</p> <p>11 before, Jeff?</p> <p>12 A. Yes, I have.</p> <p>13 Q. I presume on several occasions -- more than</p> <p>14 ten?</p> <p>15 A. Several occasions.</p> <p>16 Q. Have you ever testified before as a 30(b)5 or</p> <p>17 6 witness? Do you know what a 30(b)6 witness</p> <p>18 means?</p> <p>19 A. I know I have testified as a 30(b)6 witness</p> <p>20 before.</p> <p>21 Q. On how many occasions?</p> <p>22 A. Once or twice.</p> <p>23 Q. 30(b)6 on behalf of Centre Insurance</p> <p>24 Disability Services or some other company?</p>

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<p>1 to the tasks or to go to any of these</p> <p>2 pages and print off if he could get it</p> <p>3 any history that existed. This is the</p> <p>4 history of the claims task that printed</p> <p>5 off.</p> <p>6 MR. ROBERTS: Off the record.</p> <p>7 (Discussion off the record.)</p> <p>8 Q. Back on the record. Mr. Champagne, as</p> <p>9 your counsel shared with me and now with you</p> <p>10 off the record, he had made a request of DMS</p> <p>11 individuals who know about computers to print</p> <p>12 up information from the claim system relating</p> <p>13 to Eric Jeffries. This page five of Exhibit</p> <p>14 51 is apparently the history of the task</p> <p>15 information on the claim. Let's assume that</p> <p>16 that information was communicated accurately</p> <p>17 to Mr. Jeffries. That's what it is.</p> <p>18 Could you help me interpret this</p> <p>19 document? There are six or seven columns.</p> <p>20 The first column says "task number." I assume</p> <p>21 there is nothing meaningful by that other than</p> <p>22 some six-digit number, is that right?</p> <p>23 A. It's not meaningful to me.</p> <p>24 Q. Okay. There is a user ID number that every</p>	<p>1 file and legal, as does the memo field on page</p> <p>2 five?</p> <p>3 A. Yes. Those look the same.</p> <p>4 Q. Could you read to me the four statements or</p> <p>5 sets of information in the memo field in the</p> <p>6 four tasks that precede file and legal?</p> <p>7 A. In the first one, it says: "Per attorney,</p> <p>8 send all future checks to Mike Roberts'</p> <p>9 office, 10-1-01," looks like initials JBG. It</p> <p>10 says "IME scheduled for February 14, 2002."</p> <p>11 In parentheses it says "psych testing." There</p> <p>12 is another date January 23, '02, JBG.</p> <p>13 Q. JBG is John Graff, correct?</p> <p>14 A. I don't know what his middle initial is, but</p> <p>15 it could be.</p> <p>16 Q. What's the second memo field reference?</p> <p>17 A. The second one says: "Set up IME."</p> <p>18 Q. What's the third reference?</p> <p>19 A. "Contact Cindy Palmer, call Cindy regarding</p> <p>20 the Boston HEP B doctor. She was going to</p> <p>21 contact. Did this contact take place?"</p> <p>22 Q. Do you know who the Hep B doctor is in Boston</p> <p>23 referenced there?</p> <p>24 A. No.</p>
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<p>1 claims examiner signs, a user number?</p> <p>2 A. Everyone has a user number and the user ID</p> <p>3 would be the person who would put that task.</p> <p>4 Q. Of these five historical tasks on this</p> <p>5 document, there is two different users. Do</p> <p>6 you know who is assigned those user numbers?</p> <p>7 A. No.</p> <p>8 Q. Then we have claim number, activity date,</p> <p>9 self-explanatory, activity ID. It says MIS?</p> <p>10 A. I don't know what that is.</p> <p>11 Q. Completed. That's a yes or no response in</p> <p>12 that column to whether the task is completed.</p> <p>13 Is that right?</p> <p>14 A. That's what it looks like.</p> <p>15 Q. The next column which contains more</p> <p>16 substantive information is called "memo</p> <p>17 field." Is that right?</p> <p>18 A. Yes.</p> <p>19 Q. That's a reference to the memo field of the</p> <p>20 task summary. Would that be correct?</p> <p>21 A. Well, it looks similar because you have</p> <p>22 activity and memo as to fields on that. I</p> <p>23 know on that other screen.</p> <p>24 Q. The memo field of page four, task summary says</p>	<p>1 Q. Do you know who inputted this information?</p> <p>2 A. I can't tell. I guess whose user ID number it</p> <p>3 was, that would give me the information I</p> <p>4 needed.</p> <p>5 Q. That's it for the third memo field reference.</p> <p>6 What does the fourth one say?</p> <p>7 A. That says, "follow-up with Jeff."</p> <p>8 Q. It says F/U which is your interpretation</p> <p>9 follow up?</p> <p>10 A. Yes.</p> <p>11 Q. I'm sorry.</p> <p>12 A. With Jeff which is W/Jeff.</p> <p>13 Q. Is Jeff you?</p> <p>14 A. Yes. In parentheses it says: "See additional</p> <p>15 notes."</p> <p>16 Q. What is that in reference to?</p> <p>17 A. I don't know. Then it says "letter to</p> <p>18 insured's attorney to be sent by Jeff C. by</p> <p>19 1-26-1." Then "F/U with Jeff."</p> <p>20 Q. Do you know who inputted that data?</p> <p>21 A. Looking at that date, I believe that was Bill</p> <p>22 Gelardi who put in that note.</p> <p>23 Q. Is that the final reference before file and</p> <p>24 legal?</p>

25 (Pages 94 to 97)